

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA, ) CR . NO. 06-00399 HG  
                              )  
Plaintiff,               ) REPORT AND RECOMMENDATION  
vs.                        ) CONCERNING PLEA OF GUILTY  
                              ) FILED IN THE  
NOE HUERTA-ESCOBEDO,     ) UNITED STATES DISTRICT COURT  
                              ) DISTRICT OF HAWAII  
Defendant.               ) AUG 3 2006  
                              )  
                              ) at 4 o'clock and 34 min. P.M.  
                              ) SUE BEITIA, CLERK

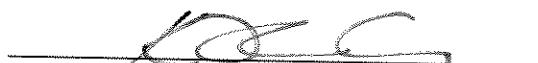
REPORT AND RECOMMENDATION  
CONCERNING PLEA OF GUILTY

The defendant, by consent, has appeared before me pursuant to Rule 11, Fed.R.Crim.P., and has entered a plea of guilty to Counts 1, 2 and 3 of the Information. After examining the defendant under oath, I determined that the defendant is fully competent and capable of entering an informed plea, that the guilty plea was intelligently, knowingly and voluntarily made, and that the offense(s) charged is supported by an independent basis in fact establishing each of the essential elements of such offense(s). I further determined that the defendant intelligently, knowingly and voluntarily waived the

right to appeal or collaterally attack the sentence except as provided in the plea agreement. I therefore recommend that the plea of guilty be accepted and that the defendant be adjudged guilty and have sentence imposed accordingly.

IT IS SO RECOMMENDED.

DATED: Honolulu, Hawaii, 08/03/2006.

  
UNITED STATES MAGISTRATE JUDGE

**NOTICE**

**Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. § 636(b)(1)(B).**

CRIMINAL NO. 06-00399 HG; USA vs. NOE HUERTA-ESCOBEDO; REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY